

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**CHARLESTON DIVISION**

IN RE: DIGITEK® PRODUCTS LIABILITY  
LITIGATION

MDL NO. 2:08-md-1968

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THIS DOCUMENT RELATES TO ALL CASES

**PRETRIAL ORDER #76**

(Scheduling Order for Cases Requiring Discovery Beyond PTO #70 Deadlines)

This Scheduling Order applies to MDL 1968 member cases numbered 2:11-cv-00007, 2:11-cv-00008, 2:11-cv-00020, and 2:11-cv-00100. The parties agreed, and the court approves, to proceed under the following schedule:

1. The parties shall complete basic fact discovery, including depositions, for all cases no later than **May 2, 2011**.
2. Plaintiffs shall serve their case-specific causation expert reports no later than **May 16, 2011**.
3. Defendants shall serve their case-specific causation expert reports no later than **May 23, 2011**.
4. Plaintiffs shall serve their case-specific causation rebuttal expert reports no later than **May 30, 2011**.
5. The parties shall complete depositions of plaintiffs' case-specific experts no later than **June 5, 2011**.

6. The parties shall complete depositions of defendants' case-specific experts no later than **July 15, 2011**.

The parties shall otherwise adhere to the schedule set forth in Pre-Trial Order #70.

The court **DIRECTS** the Clerk to file a copy of this order in 2:08-md-1968 in member cases numbered 2:11-cv-00007, 2:11-cv-00008, 2:11-cv-00020, and 2:11-cv-00100. It shall be the responsibility of the parties to review and abide by all pretrial orders previously entered by the court. The orders may be accessed through the CM/ECF system or the court's website at [www.wvsc.uscourts.gov](http://www.wvsc.uscourts.gov).

ENTER: April 5, 2011

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Joseph R. Goodwin, Chief Judge

**CERTIFICATE OF SERVICE**

I hereby certify that, on April 5, 2011, a copy of the foregoing PROPOSED PRETRIAL ORDER #76 was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

TUCKER ELLIS & WEST LLP

s/Matthew P. Moriarty

Richard A. Dean, CO-LEAD COUNSEL

Matthew P. Moriarty, CO-LEAD COUNSEL

Kristen L. Mayer

925 Euclid Avenue, Suite 1150

Cleveland, Ohio 44115-1414

Tel: (216) 592-5000

Fax: (216) 592-5009

Email: [richard.dean@tuckerellis.com](mailto:richard.dean@tuckerellis.com)  
[matthew.moriarty@tuckerellis.com](mailto:matthew.moriarty@tuckerellis.com)  
[kristen.mayer@tuckerellis.com](mailto:kristen.mayer@tuckerellis.com)

*Attorneys for Defendant Actavis Totowa LLC,  
Actavis Inc., and Actavis Elizabeth LLC*